FARAD CONTINUATION SHEET NO.

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. OF 2005

Office notes, office Memoranda of Coram, appearance, Court's orders or directions and Registrar's orders.	Court's or Judge's orders.

Mr.M.P.Jadhav for the petitioner.

CORAM : R.S. MOHITE, J.
DATED : 29/11/2005.

P.C.

1. This petition impugns an order passed by the City Civil Court on 28.7.2003 dismissing the Notice of Motion No.5308/2000. The said notice of motion was filed for initiation of perjury proceeding against the two respondents mentioned in the motion. The two respondents admittedly were not parties in the S.C.Suit No.4639/1998. They were made parties because of some allegedly false affidavit filed in S.C.Suit No.4911/1996 in which a certificate of respondent No.2 has been produced. The Trial Court has rightly observed that the application for perjury made in Suit No.4639/1998 and

the opinion of the handwriting expert is not the last word on the genuineness of the signature of the respondent No.2. Not a fit case to entertain the petition. Hence, rejected.

(R.S. MOHITE, J.)